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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/006,881	
	Filing Date	December 10, 2001	
	First Named Inventor	Reiter, et al.	
	Art Unit	1648	
	Examiner Name	Stacy S. Brown	
Total Number of Pages in This Submission	4	Attorney Docket Number	20695C-002300US

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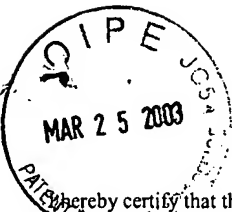
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Date	March 19, 2003

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On March 19, 2003

TOWNSEND and TOWNSEND and CREW LLP

By: Stephanie J. Whitehurst

*#6
Election
4.1.03*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

REITER, *et al.*

Application No.: 10/006,881

Filed: December 10, 2001

For: METHOD FOR LARGE SCALE
PRODUCTIONS OF VIRUS ANTIGEN

Examiner: Stacy S. Brown

Art Unit: 1648

RESPONSE TO RESTRICTION

Assistant Commissioner for Patents
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Sir:

In response to the Office action mailed February 19, 2003, Applicants elect, with traverse, to prosecute species claims to Influenza. The claims all read on the elected species except for claims 37 and 38.

The invention provides a method for rapid, efficient production of viral antigens wherein the method requires a minimum of time consuming manipulations. Thus, there is a disclosed relationship between the species of the invention. Therefore, the Examiner must discuss the reasons leading to the conclusion that the disclosed relation does not prevent restriction (MPEP 808.01(a)). Applicants respectfully submit that the Examiner has failed to provide any such reasoning or evidence. In the absence of such a showing, Applicants respectfully request that the Examiner withdraw the Restriction Requirement and consider all the alleged viral species together.

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CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,



Kevin Bastian
Reg. No.: 34,774

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